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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In Re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC, USA CAPITAL FIRST TRUST
DEED FUND, LLC, USA SECURITIES, LLC,
Debtors.

Affects:

☐ All Debtors

☒ USA Commercial Mortgage Company

☐ USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed Fund,
LLC

☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR

Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10727-LBR

Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under

Case No. BK-S-06-10725 LBR

**STIPULATION TO EXTEND
DEADLINE TO FILE COMPLAINT
TO AVOID AND RECOVER PRE-
PETITION TRANSFERS PURSUANT
TO 11 U.S.C. §§ 547, 548 AND 550**

USACM Liquidating Trust (the "Trust"), and Scotsman Publishing, Inc.
("Scotsman," together with the Trust, the "Parties"), by and through their undersigned
counsel, hereby stipulate to extend the deadline for the Trust to file a complaint to avoid

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1 and recover pre-petition transfers pursuant to 11 U.S.C. §§ 547, 548, and 550 (the
2 “Stipulation”) against Scotsman. In support of this Stipulation, the Parties state as
3 follows:

4 1. The Trust asserts that it has claims against Scotsman for the avoidance and
5 recovery of preferential and/or fraudulent pre-petition transfers (the “Transfers”) received
6 from USA Commercial Mortgage (“USACM”) by Scotsman during the 90-day period
7 preceding the filing of USACM’s chapter 11 bankruptcy case on April 13, 2006 (the
8 “Petition Date”).

9 2. On February 12, 2008, in pursuit of its avoidance claims, the Trust made
10 demand upon Scotsman for the return of the Transfers. Counsel for Scotsman responded
11 to the Trust’s demand indicating a further response would be forthcoming upon receipt of
12 additional information from Scotsman.

13 3. The Trust has not yet received or analyzed the additional information from
14 Scotsman regarding the Transfers and the services Scotsman provided to USACM pre-
15 petition. The current deadline for the Trust to file a complaint to avoid and recover the
16 Transfers, pursuant to 11 U.S.C. §§ 547, 548, and 550 (the “Complaint”), is April 12,
17 2008.

18 4. In order for Scotsman to provide the Trust with the requested information
19 and so that the Trust should have sufficient time to analyze the information provided by
20 Scotsman, the Parties have agreed that an extension of the deadline for filing a Complaint
21 is warranted.

22 5. The Parties submit that an extension to Monday, May 12, 2008, of the
23 deadline for filing a Complaint is reasonable and will effectively conserve the Court’s
24 valuable resources and serve the efficiencies of this matter by facilitating the exploration
25 of a resolution of the Trust’s avoidance claims against Scotsman.

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WHEREFORE, the Parties request that the Court enter an order approving this Stipulation and extending the deadline, to and including Monday, May 12, 2008, for the Trust to file a Complaint against Scotsman.

Respectfully submitted:

LEWIS AND ROCA LLP

**WILLIAMS, KASTNER & GIBBS
PLLC**

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